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TO: Commissioner for Patents
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Alexandria, VA 22313-1450

FROM: George H. Gates
OUR REF.: STL919990184
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| | |
|--------------------------------|---|
| Title of Document Transmitted: | NOTICE OF APPEAL AND AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT NO. 09-0460 IN THE AMOUNT OF \$330 FOR NOTICE OF APPEAL FEE. |
| Applicant: | David E. Simmen |
| Serial No.: | 09/669,556 |
| Filed: | September 26, 2000 |
| Group Art Unit: | 2171 |
| Our Ref. No.: | STL919990184 |

Please charge all fees to Deposit Account No. 09-0460 of IBM Corporation, the assignee of the present application.

By: George H. Gates
Name: George H. Gates
Reg. No.: 33,500

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George H. Gates
Signature

3/23/04
Date

GHG/sjm

G&C 30571.272-US-U1

for filing this Notice of Appeal as set forth under 37 C.F.R. § 1.17(b).

Respectfully submitted,

David E. Simmen

By their attorneys,

GATES & COOPER LLP
6701 Center Drive West, Suite 1050
Los Angeles, California 90045
(310) 641-8797

Date: March 23, 2004

GHG/sjm

By: 

George H. Gates
Reg. No.: 33,500

Duc Date: March 24, 2004 ^{5C} #16
3/31/04IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David E. Simmen Examiner: Cindy Nguyen
Serial No.: 09/669,556 Group Art Unit: 2171
Filed: September 26, 2000 Docket: STL919990184
Title: QUERY OPTIMIZATION TECHNIQUE FOR OBTAINING IMPROVED
CARDINALITY ESTIMATES USING STATISTICS ON AUTOMATIC
SUMMARY TABLES

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

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By: [Signature]
Name: George H. Gates

NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. § 1.191, Applicants hereby appeal to the Board of Patent Appeals
and Interferences from the final rejection of claims 1, 3-11, 13-21, and 23-30 of the above-identified
application, as set forth in the Office Action mailed December 24, 2003.

Please charge the amount of \$330.00 to Deposit Account No. 09-0460 to cover the required fee